

NOTICE AND AGENDA

SPECIAL MEETING – TUESDAY, FEBRUARY 24, 2009

CITY HALL – 500 CASTRO STREET

5:00 P.M.—STUDY SESSION

7:00 P.M.—REGULAR SESSION

CLOSED SESSION IMMEDIATELY FOLLOWING THE REGULAR SESSION

5:00 P.M.—STUDY SESSION (TO BE HELD IN THE PLAZA CONFERENCE ROOM)

1. CALL TO ORDER

- 2. ROLL CALL—**Councilmembers Inks, Kasperzak, Macias, Means, Siegel,
Vice Mayor Bryant and Mayor Abe-Koga.

3. STUDY SESSION

**3.1 ENERGY EFFICIENCY IMPROVEMENT FINANCING AVAILABLE
UNDER AB 811**

The Council will hear a presentation and discuss the recently passed AB 811 which permits property owners to finance the purchase and installation of energy-efficiency improvements.

**3.2 RENEWABLE ENERGY GENERATION OPTIONS UNDER AB 2466
(CHAPTER 7.5, COMMENCING WITH SECTION 2830, PART 2,
DIVISION 1, OF THE PUBLIC UTILITIES CODE)**

The Council will hear a presentation and discuss renewable energy generation systems provided under AB 2466.

**3.3 COUNCIL ENVIRONMENTAL SUSTAINABILITY COMMITTEE (CESC)
REPORT**

The Council will review and discuss the CESC proposed Environmental Sustainability Action Plan.

7:00 P.M.—REGULAR SESSION (TO BE HELD IN THE COUNCIL CHAMBERS)

- 1. PLEDGE OF ALLEGIANCE—**To be led by Boy Scout Troop 103.

2. PRESENTATIONS

- 2.1 League of American Bicyclists "Bicycle Friendly Community" Award to be presented by the Bicycle/Pedestrian Advisory Committee.

3. MINUTES APPROVAL

Minutes for the City Council Special Meetings of December 9, 2008 and January 10, 2009 have been delivered to Councilmembers and copies posted on the City Hall bulletin board. If there are no corrections or additions, a motion is in order to approve these minutes.

4. CONSENT CALENDAR

These items will be approved by one motion unless any member of the Council or audience wishes to remove an item for discussion. The reading of the full text of ordinances and resolutions will be waived unless a Councilmember requests otherwise.

4.1 STEVENS CREEK TRAIL: SLEEPER AVENUE NEIGHBORHOOD ACCESS POINT TO DALE AVENUE/HEATHERSTONE WAY, PROJECT 07-35—

AWARD OF AGREEMENT—Authorize the City Manager to execute a professional services agreement with David J. Powers & Associates, Inc., Environmental Planning Consultants of San Jose, for Stevens Creek Trail: Sleeper Avenue Neighborhood Access Point to Dale Avenue/Heatherstone Way, Project 07-35.

4.2 Resolution No. ____—ESTABLISH A FEDERAL ECONOMIC STIMULUS TRANSPORTATION PROJECT

1. Authorize filing an application for Federal American Recovery and Reinvestment Act of 2009 (ARRA) funding and adopt A RESOLUTION OF LOCAL SUPPORT AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (ARRA) FUNDING, to be read in title only, further reading waived.
2. Adopt a midyear capital improvement project titled "Pavement Resurfacing of Arterial and Collector Streets—Federal Economic Stimulus"; transfer and appropriate \$130,000 of CIP Reserve funds from 2008-09 Annual Street Resurfacing, Project 09-01, to the new project; and appropriate \$820,800 from Federal ARRA funds for the new project with the final Federal award amount to Mountain View to be accepted for project expenditure. (Five votes required)

**4.3 PALO ALTO REGIONAL WATER QUALITY CONTROL PLANT—
AUTHORIZE ULTRAVIOLET DISINFECTION SYSTEM CONSTRUCTION—**

Authorize the City Manager or his designee to execute Addendum No. 7 to the basic agreement between the Cities of Palo Alto, Mountain View and Los Altos, authorizing construction of an ultraviolet (UV) disinfection system at the Regional Water Quality Control Plant (RWQCP) in Palo Alto.

**4.4 INTERAGENCY AGREEMENT WITH DELTA DIABLO SANITATION
DISTRICT TO PURSUE FEDERAL FUNDING FOR THE RECYCLED WATER
PROJECT—**

Authorize the City Manager or his designee to amend a cost-share interagency agreement with the Delta Diablo Sanitation District to secure Federal funding for Mountain View/Palo Alto Recycled Water System Construction, Project 05-39.

**4.5 AMENDMENT NO. 3 TO COUNTY-WIDE HOUSEHOLD HAZARDOUS
WASTE COLLECTION PROGRAM AGREEMENT—**

Authorize the City Manager or his designee to execute Amendment No. 3 to the Agency Agreement for County-Wide Household Hazardous Waste (HHW) Collection Program with the County of Santa Clara.

**4.6 APPOINTMENT TO DOWNTOWN COMMITTEE—BUSINESS-AT-LARGE
CATEGORY—**

Appoint Oscar Garcia to the Downtown Committee—Business-At-Large category for the unexpired term ending December 31, 2010.

4.7 FISCAL YEAR 2008-09 MIDYEAR BUDGET STATUS REPORT—

Acknowledge and file the Fiscal Year 2008-09 Midyear Budget Status Report and six-month status of the Fiscal Year 2008-09 Performance/Workload Measures (Attachment 1 to the staff report).

5. PUBLIC HEARINGS—None.

**6. ORAL COMMUNICATIONS FROM THE PUBLIC ON NONAGENDIZED
ITEMS**

This portion of the meeting is reserved for persons wishing to address the Council on any matter not on the agenda. Speakers are allowed to speak on any number of topics for one three-minute period during the meeting. State law prohibits the Council from acting on nonagenda items.

7. NEW BUSINESS

7.1 HIGH-SPEED RAIL ENVIRONMENTAL IMPACT SCOPING COMMENTS

1. Authorize the Mayor to forward to the California High-Speed Rail Authority the City's comments on the scope of the Environmental Impact Report/Environmental Impact Statement (EIR/EIS).
2. Authorize the Mayor to sign a joint letter to the California High-Speed Rail Authority from several Peninsula cities requesting the Authority coordinate urban design issues affecting their communities.
3. Authorize the City Manager or designee to execute a contract with consultants for urban design and engineering assistance related to the High-Speed Rail project in an amount not to exceed \$100,000, funded from the Rengstorff Avenue Grade Separation Environmental Study, Project 09-28.

7.2 ECONOMIC DEVELOPMENT STRATEGY AND ACTION PLAN

Approve the five-year and one-year 2009-2010 Economic Development Strategy and Action Plan.

8. ITEMS INITIATED BY COUNCIL

8.1 NORTH CITIES VTA BOARD MEMBER SELECTION PROPOSAL

Hear a verbal presentation on the proposed Santa Clara Valley Transportation Authority North Cities Board Member selection proposal.

9. COUNCIL, STAFF/COMMITTEE REPORTS

No action will be taken on any questions raised by the Council at this time.

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10. CLOSED SESSION (TO BE HELD IN THE PLAZA CONFERENCE ROOM)

10.1 CLOSED SESSION ANNOUNCEMENT (OPEN SESSION)

- 10.2 **Conference with Real Property Negotiator (§54956.8)**—Property: Centennial Plaza Train Depot "Ticket Office"—Agency Negotiator: City of Mountain View, Transportation and Policy Manager Joan Jenkins and Business and

Internal Services Manager Linda Forsberg—Negotiating Parties: Jennifer Ayre—Under Negotiations: Lease, Price and Terms

11. ADJOURNMENT

The next Regular Council Meeting will be held on Tuesday, March 10, 2009, at 6:30 p.m. in the Council Chambers, 500 Castro Street.

NOTICE

There is a 90-day limit for the filing of a challenge in Superior Court to certain City administrative decisions and orders which require a hearing by law, the receipt of evidence and the exercise of discretion. The 90-day limit begins on the date the decision is final (Code of Civil Procedure Section 1094.6). Further, if you challenge an action taken by the City Council in court, you may be limited, by California law, including but not limited to Government Code Section 65009, to raising only those issues you or someone else raised in the public hearing, or in written correspondence delivered to the City Council prior to or at the public hearing. The City Council may be requested to reconsider a decision if the request is made prior to the next City Council meeting, regardless of whether it is a regular or special meeting. For information on the next regular or special City Council meeting, please call (650) 903-6304.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection in the City Clerk's Office, 500 Castro Street, Third Floor, during normal business hours and at the Council Chambers at City Hall, Second Floor, during the meeting. In addition, such writings and documents will be posted on the City's web site at www.mountainview.gov.

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COUNCIL MEETINGS AND AGENDA

- The City Council meets regularly on the second and fourth Tuesday of each month at 6:30 p.m. in the Council Chambers at City Hall, 500 Castro Street, Second Floor. Special meetings are called as necessary by the Mayor and noticed at least 24 hours in advance.
- Interested parties may review the agenda, minutes and staff reports at the Mountain View Library, 585 Franklin Street, beginning the Thursday evening before each meeting and at the City Clerk's Office, 500 Castro Street, Third Floor, beginning Friday morning. Agenda materials may also be viewed electronically at www.mountainview.gov. Staff reports are also available at the Council Chambers during the meeting.
- SPECIAL NOTICE—Reference: Americans with Disabilities Act, 1990. Anyone who is planning to attend the next City Council meeting who is visually or hearing-impaired or has any disability that needs special assistance should call the City Clerk's Office at 903-6304 48 hours in advance of the Council meeting to arrange for assistance. Upon request, in advance, by a person with a disability, City Council meeting agendas and writings distributed during the meeting that are public records will be made available in the appropriate alternative format. Also upon request, in advance, an assistive listening device can be made available for use during the meeting.
- The Council meetings are cablecast live on Channel 26 on the Mountain View Comcast cable system and are replayed on Wednesday at 6:30 p.m. and on Saturday at 11:00 a.m. following that week's Council meeting. If there is a live Environmental Planning Commission meeting on a Wednesday, the replay of the City Council meeting will be on a Thursday at 6:30 p.m. A videotape copy of the meeting is also available at the City Library for checkout three days after a Council meeting. In addition, Council Regular meetings are webcasted, and interested persons may visit the City's web site at www.mountainview.gov to watch the meetings live on their computer, laptop or PDA device. Archived broadcasts of previous meetings may also be accessed and watched on-line.
- The Council may take action on any matter noticed herein, and their consideration and action on the matters noticed herein is not limited by the recommendations indicated in the Agenda or staff report(s). The Council may consider and act on items listed on the agenda in any order and thus all those interested in an item listed on the agenda are advised to be present throughout the meeting (see Policy and Procedure A-13). The reading of the full text of ordinances and resolutions will be waived unless a Councilmember requests otherwise.
- By policy, no new items of business will be started after 10:00 p.m., unless an exception is made by vote of the Council.
- The City Council meeting tapes are made solely for the purpose of facilitating the preparation of the minutes of the meetings. The tapes are available for members of the public to listen to during regular office hours in the City Clerk's Office and are recycled as necessary.

ADDRESSING THE COUNCIL

- Interested persons are entitled to speak on any action item listed on the agenda and are requested to fill out the blue cards available at the rear of the Council Chambers and deposit them with the clerk or at the podium as soon as completed. This will assure that your name and city of residence are accurately recorded in the minutes and that your interest in speaking is recognized. If you wish to speak and are not recognized by the Mayor, please approach the podium prior to completion of discussion on the item. Speakers are allowed up to three minutes each, and if a large group wishes to express its views, it is more effective to have one spokesperson.
- Items on the "Consent Calendar" are not discussed individually but are approved as a group with one motion. If a citizen wishes to speak on an item on the Consent Calendar, he or she may come to the podium at the time announced by the Mayor and request that the item be pulled for discussion by the Council.
- Anyone wishing to address the Council on a nonagenda item may do so during the "Oral Communications" part of the agenda. Speakers are allowed to speak one time on any number of topics for up to three minutes.